

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
3:08-cv-238

)  
**JAMES EARHART,** )  
Plaintiff, )  
v. )  
**COUNTRYWIDE BANK, FSB,** )  
Defendant. )  
\_\_\_\_\_  
)

**ORDER**

**THIS MATTER** is before the Court on Defendant's Motion for Partial Summary Judgment filed on January 30, 2009 (Doc. No. 12). Trial is set for March 2, 2009.

**IT IS, THEREFORE, ORDERED** that the Defendant file its Reply brief by **February 24, 2009.**

Signed: February 18, 2009

  
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Robert J. Conrad, Jr.  
Chief United States District Judge  
